

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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TIME SQUARE CONSTRUCTION, INC.,

Plaintiff,

-against-

07 Civ. 7403  
(Sullivan, J.)

BUILDING AND CONSTRUCTION TRADES COUNCIL  
OF GREATER NEW YORK, ENTERPRISE  
ASSOCIATION OF STEAMFITTERS LOCAL 638 OF  
THE UNITED ASSOCIATION, CEMENT AND  
CONCRETE WORKERS LOCAL 20 OF THE LABORERS  
INTERNATIONAL UNION OF NORTH AMERICA,  
UNITED BROTHERHOOD OF CARPENTERS &  
JOINERS OF AMERICA LOCAL 608, LOCAL #46  
METALLIC LATHERS UNION AND REINFORCING  
IRONWORKERS OF NEW YORK AND VICINITY OF  
THE INTERNATIONAL ASSOCIATION OF BRIDGE,  
STRUCTURAL, ORNAMENTAL AND REINFORCING  
IRON WORKERS, INTERNATIONAL UNION OF  
OPERATING ENGINEERS LOCAL 14-14B,  
INTERNATIONAL UNION OF OPERATING  
ENGINEERS, LOCAL 15D, AFFILIATED WITH THE  
AFL-CIO, LABORERS LOCAL 79, A CONSTITUENT  
LOCAL UNION OF THE MASON TENDERS DISTRICT  
COUNCIL OF GREATER NEW YORK, AFFILIATED  
WITH LABORERS INTERNATIONAL UNION OF  
NORTH AMERICA, MASON TENDERS DISTRICT  
COUNCIL OF GREATER NEW YORK, DISTRICT  
COUNCIL OF NEW YORK CITY AND VICINITY OF  
THE UNITED BROTHERHOOD OF CARPENTERS,  
JOINERS OF AMERICA, AFL-CIO AND LOCAL 3,  
INTERNATIONAL BROTHERHOOD OF ELECTRICAL  
WORKERS AND TEAMSTERS LOCAL 282 A/W  
INTERNATIONAL BROTHERHOOD OF TEAMSTERS,  
AFL-CIO,

Defendants.  
----- X

STATEMENT PURSUANT TO FRCP 7.1

Defendant District Council of Cement & Concrete Workers Union, LIUNA, s/h/a  
Cement and Concrete Workers Local 20 of the Laborers International, Union of North America,  
(a private non-governmental party), by its attorneys, pursuant to Rule 7.1 of the Federal Rules of

Civil Procedure hereby certifies that it has no corporate parents, affiliates and/or subsidiaries which are publicly held, and no publicly held corporation owns any of its stock.

Dated: New York, New York  
September 11, 2007

Respectfully submitted,

PITTA & DREIER, LLP

By: 

Bruce J. Cooper (BC 2764)

Attorneys for Defendant

District Council of Cement & Concrete Workers  
Union, LIUNA, s/h/a Cement and Concrete  
Workers Local 20 of the Laborers International  
Union of North America

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(212) 652 - 3890

(212) 652 - 3891

Of counsel:  
Michael D'Angelo (MD 3030)

**AFFIDAVIT OF SERVICE**

STATE OF NEW YORK                    )  
COUNTY OF NEW YORK                )

S.S.:

*SUSAN E. GEMPLER*, being duly sworn, deposes and says:

That deponent is not a party to the action is over eighteen years of age and resides in Rutherford, New Jersey.

That on the 11th day of September, 2007 deponent served by first class mail the within ANSWER OF DISTRICT COUNCIL OF CEMENT & CONCRETE WORKERS UNION, LIUNA and STATEMENT PURSUANT TO FRCP 7.1 upon:

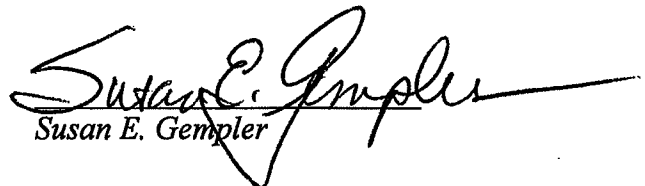
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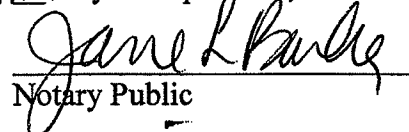
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Susan E. Gempler

Sworn to before me this  
11th day of September, 2007

  
Notary Public

**Jane L. Barker**  
Notary Public, State of New York  
No. 02BA6144861  
Qualified in Westchester County  
Commission Expires May 1, 2010